

Message Text

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ORIGIN IO-02

INFO OCT-01 ADP-00 EUR-02 /005 R

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DRAFTED BY: IO/HDC: EPNOZIGLIA

APPROVED BY: IO/HDC: EPNOZIGLIA

EUR/NE: SPDAWKINS (PHONE)

----- 126654

R 071455 Z MAY 73

FM SECSTATE WASHDC

TO USMISSION GENEVA

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FOLLOWING SENT ACTION COPENHAGEN INFO PARIS, MAY 3, FROM
SECSTATE RPTD TO YOU:

QUOTE

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E. O. 11652; GDS

TAGS: SNAR, DA, MX

SUBJECT: BNDD INVESTIGATION

1. BUREAU OF NARCOTICS AND DANGEROUS DRUGS (BNDD) IS INVESTIGATING WORLDWIDE LEGAL DISTRIBUTION OF AMPHETAMINES, BARBITURATES AND METHAQUALONE IN BULK FORM. PRIMARY AIM IS TO DETERMINE IF ANY SHIPMENTS THESE PRODUCTS END UP IN MEXICO.

2. CURRENT BNDD INFORMATION INDICATES LARGE QUANTITIES THESE PRODUCTS BEING SHIPPED IN BULK FROM EUROPE TO MEXICO WHERE THEY ARE PROCESSED INTO FINAL DOSAGE FORM AND EVENTUALLY SMUGGLED INTO THE US FOR ILLICIT DISTRIBUTION. EUROPEAN SUPPLIERS ARE EVIDENTLY MAKING SHIPMENTS IN GOOD FAITH IN BELIEF MEXICAN RECIPIENTS LEGALLY ENGAGED IN DRUG MANUFACTURING ACTIVITIES.

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3. SPECIAL AGENTS PERSINGER AND NELSON FROM BNDD HEAD-
QUARTERS WILL ARRIVE IN COPENHAGEN AROUND JUNE 9, 1973.
THEY WOULD LIKE TO MEET WITH A REPRESENTATIVE OF NATIONAL
HEALTH SERVICE OF DENMARK QTE SUNDHEDSSTRYRELSEN END QTE
TO DISCUSS EXPORT OF THESE PRODUCTS FROM THE FOLLOWING
FIRMS, AND ANY OTHER FIRMS GOD BELIEVES MAY BE EXPORTING
THESE PRODUCTS IN BULK FORM. MARSING & CO., LTD. 28
NYROPSGADE DK-1602, COPENHAGEN, DENMARK. A/ S SYNTETIC,
8200 AARHUS, AARHUS, DENMARK.

4. REQUEST EMBASSY CONTACT NATIONAL HEALTH SERVICE OF
DENMARK QTE SUNDHEDSSY.

D. ARTICLE 5, PARA 3 B. CHANGE INTENDED TO
ACHIEVE GREATER CLARITY. NEW LANGUAGE DRAFTED BY
AMBASSADOR WEITNAUER (SEE BERN 1696). SEE SEPTTEL.

3 E. ARTICLE 6, PARA 2 A (2), LINE 3 OF ENGLISH TEXT.
SWISS PROPOSE AMENDMENT IN ENGLISH TEXT TO READ"... OR
REGULARLY SUPPORTING IT OR ITS MEMBERS BY (PERFORMING
OTHER IMPORTANT SERVICES; OR...". (SEE BERN 1695.)

F. ARTICLE 6, PARA 3. SWISS DESIRE CHANGE THEY
REGARD AS NONSUBSTANTIVE TO INDICATE WITH GREATER CLARITY
THAT REFERENCE TO POLITICAL INFLUENCE IN THIS ARTICLE
IS TO INFLUENCE DESIGNED TO PROTECT ORGANIZED CRIME
AGAINST PROSECUTION AND TO ALLOW IT TO OBTAIN ILLEGAL
FINANCIAL ADVANTAGE. SEE SEPTTEL.

G. ARTICLE 9, PARA 1, LAST LINE OF ENGLISH TEXT.
SUBSTITUTE " AN OFFENSE" FOR " ACTS." TERM " STRAFTAT"
WILL BE USED IN GERMAN TEXT.

H. ARTICLE 9, PARA 2. SWISS ACCEPT US PROPOSAL
AND HAVE PREPARED NEW LANGUAGE BEING TRANSMITTED SEPTTEL.
(SEE BERN 1695.)

I. ARTICLE 10, PARA 2, FIRST LINE OF ENGLISH TEXT.
INSERT " TO THE EXTENT THAT A RIGHT TO REFUSE TESTIMONY
IS NOT GIVEN" AFTER " SHALL." PROPOSED CHANGE ORIGINATES
WITH VORORT WHICH WANTS TO EMPHASIZE THAT NO RIGHT TO
REFUSE TESTIMONY IS GRANTED.

J. ARTICLE 12, PARA 2 A, LINE 4 OF ENGLISH TEXT.
SUBSTITUTE "(LEGALLY) VALID" FOR " USEFUL." SWISS ARE
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UNSURE WHETHER " LEGALLY" IS REDUNDANT.

K. NEW CHAPTER IV, TO BE CALLED " OBLIGATIONS OF REQUESTING STATE." SWISS PROPOSE NEW CHAPTER INVOLVING SUBSTANTIVE CHANGE TO PROVIDE SAFEGUARD AGAINST HARRASSMENT OR THREAT OF HARRASSMENT BY REQUESTING STATE OF PERSONS IN REQUESTED STATE WHO REFUSE VOLUNTARY COOPERATION. THIS CHAPTER INCORPORATES PROPOSAL PREVIOUSLY REFERRED TO AS ARTICLE 5 BIS. (SEE BERN 1314.) CHANGES ARE STRONGLY SUPPORTED BY SWISS BANKERS ASSOCIATION AND VORORT. SEE SEPTTEL.

L. ARTICLE 37, PARA 1, LINE 9 OF ENGLISH TEXT. DRAFTING AMENDMENT OF TEXT WHICH SHALL READ"... ARE UNDER THE MUNICIPAL LAW IN FORCE IN THE TERRITORY OF THE CONTRACTING STATES." (SEE BERN 1695.)

M. SCHEDULE, ITEM 4: SUBSTITUTE " INTENTIONALLY OR BY NEGLIGENCE" FOR " INFLECTING GRIEVOUS BODILY INJURY THROUGH NEGLIGENT DRIVING." (SEE BERN 1695.)

N. SCHEDULE, ITEM 24: SWISS MAINTAIN POSITION STATED IN THEIR AIDE MEMOIRE OF FEBRUARY 18, 1972. (SEE BERN 1320.)

O. EXCHANGE OF LETTERS ON ARTICLE 5. POINT A IN CURRENT DRAFT EXCHANGE IS SAID TO PRESENT PROBLEM FOR SWISS BANKING AND INDUSTRY IN THAT IT LEAVES SETTLEMENT OF DISPUTES TO STATES. SWISS HAVE PREPARED NEW DRAFT EXCHANGE OF LETTERS, BEING TRANSMITTED SEPTTEL.

P. EXCHANGE OF LETTERS ON ARTICLE 10, PARA 2. IN LIGHT OF CHANGES PROPOSED IN ARTICLE 6, PARA 3, SWISS CONSIDER IT NO LONGER NECESSARY TO REFER TO THIS ARTICLE IN EXCHANGE OF LETTERS ON ARTICLE 10, PARA 2. THEY REGARD CURRENT DRAFT AS LACKING BALANCE BETWEEN THE IMPORTANCE OF REVEALING OF A SECRET ON THE ONE HAND AND THE IMPORTANCE OF AVOIDING PREJUDICE IN THE REQUESTING STATE ON THE OTHER. NEW DRAFT EXCHANGE OF LETTERS, TRANSMITTED SEPTTEL, IS INTENDED TO BRIDGE THE DIFFERENCE.

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3. SEPTTELS GIVING ENGLISH- LANGUAGE TEXT ARE BEING TRANSMITTED IMMEDIATE, GERMAN TEXT BY ROUTINE TELEGRAMS. DAVIS

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NMAFVVZCZ

*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

Message Attributes

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Disposition Approved on Date:
Disposition Authority: garlanwa
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: IO/ HDC: EPNOZIGLIA
Enclosure: n/a
Executive Order: n/a
Errors: n/a
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